

IN THE UNITED STATES PATENT OFFICE

Inventors : Joachim BORMANN, Markus R. GOLD, and Wolfgang SHATTON
Patent No : 5,061,703
Filed : 11 April 1990
Title : ADAMANTANE DERIVATIVES IN THE PREVENTION AND TREATMENT OF CEREBRAL ISCHEMIA
Issue Date : 29 October 1991
Expiration Date: 11 April 2010 (before extension)
Docket No. : MERZ 16

Mail Stop: HATCH-WAXMAN PTE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

WAIVER OF RECONSIDERATION OF NOTICE OF FINAL DETERMINATION

In response to the Notice of Final Determination, issued 3 March 2009, determining that US Patent No. 5,061,703 is eligible for patent term extension under 35 USC § 156 for a period of five (5) years, the applicant acknowledges the determination with appreciation. Accordingly, the applicant respectfully accepts this determination and waives its right to request reconsideration of the Notice of Final Determination. Acknowledgement of this waiver and issue of a certification of extension reflecting the five (5) year period of extension for US Patent No. 5,061,703 at the earliest possible time are all hereby respectfully solicited.

If the undersigned attorney can be of assistance to the Office in the elimination of any possibly-outstanding insignificant impediment to an immediate issuance of such certification, the Office is respectfully invited to call him at his below-listed number for such purpose.

Respectfully submitted,

THE FIRM OF HUESCHEN AND SAGE

By:


G. PATRICK SAGE (37,710)

Dated: 13 March 2009

Customer No.: 25,666

Seventh Floor, The Kalamazoo Building

107 West Michigan Avenue

Kalamazoo, Michigan 49007

(269)382-0030

* * * * *

**THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY
FURTHER OR ADDITIONAL FEES WHICH MAY BE REQUIRED (DUE TO
OMISSION, DEFICIENCY, OR OTHERWISE), OR TO CREDIT ANY
OVERPAYMENT, TO DEPOSIT ACCOUNT NO. 08,3220.**

* * * * *

Certificate of Transmission Under 37 CFR § 1.8(a)

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Mail Stop: HATCH-WAXMAN PTE at fax number (571)273-7755, on 13 March 2009.

G. PATRICK SAGE



2

U.S. Patent No.: 5,061,703
Waiver of Reconsideration of: 13 March 2009
MERZ 16